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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 2339**
Satoshi INAMI et al. : Attorney Docket No. 2002_0022A
Serial No. 10/046,172 : Group Art Unit 2164
Filed January 16, 2002 : Examiner Samuel G. Rimell
A COMMUNICATIONS SYSTEM FOR : **Mail Stop: 313(c)**
RETRIEVING INSTRUCTION FILES
FROM A SERVER

COVER LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto please find a Petition for Withdrawal of Application from Issue, a Request for Continued Examination, and an Information Disclosure Statement. To expedite consideration of the Petition, these documents were submitted by fax to the Office of Petitions (along with the Fee Transmittal Form). However, due to the length of the references listed on the Form 1449 of the IDS, said references were not included with the initial submission to the Office of Petitions. Thus, copies of the Petition, RCE, and IDS, along with the references listed on the Form 1449, are now being submitted herewith.

Respectfully submitted,

Satoshi INAMI et al.

By: 

W. Douglas Hahm
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April 10, 2007



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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PETITION UNDER 37 CFR 1.313(c)(2) FOR WITHDRAWAL OF
APPLICATION FROM ISSUE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COPY

Sir:

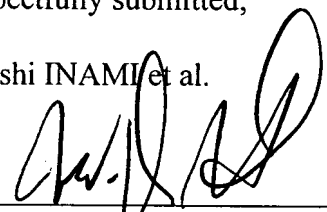
Kindly withdraw the above-referenced US patent application for consideration of a Request for Continued Examination and Information Disclosure Statement (copies attached hereto). Please note that the above-referenced US patent is scheduled to issue on April 17, 2007.

The US Patent and Trademark Office is authorized to charge Deposit Account No. 23-0975 for the \$130.00 fee associated with this Petition, as well as the \$790.00 fee associated with the Request for Continued Examination.

Respectfully submitted,

Satoshi INAMI et al.

By



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Attorney for Applicants

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April 10, 2007



**REQUEST
for
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

*Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provided for continued examination of a utility or plant application
filed on or after June 8, 1995.
See the American Inventors Protection Act of 1999 (AIPA).*

Application Number	10/046,172
Filing Date	January 16, 2002
First Named Inventor	Satoshi INAMI et al.
Group Art Unit	Group Art Unit 2164
Examiner Name	Examiner Samuel G. Rimell
Attorney Docket Number	2002_0022A
Confirmation No.	2339

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted:

- i. ☐ Please enter and consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
- ii. ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other

b. ☒ Enclosed:

- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☒ Petition under 37 CFR 1.313(c)(2)

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2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is required under 37 C.F.R. § 1.103(c) for a period of months. (period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).

b. ☐ Other

3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 23-0975.

- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. § 1.136 and § 1.17)
- iii. ☒ Petition under 37 CFR 1.313(c)(2)

b. ☐ Check in the amount of \$ enclosed

4. CORRESPONDENCE ADDRESS

CUSTOMER NO.
000513

By: 

W. Douglas Hahm
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April 10, 2007



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Filed January 16, 2002 : Examiner Samuel G. Rimell
A COMMUNICATIONS SYSTEM FOR : **Mail Stop: 312(c)**
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FILES FROM A SERVER

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COPY

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicants request consideration of the references listed on attached form PTO-1449 and any additional information identified below in paragraph 3. A legible copy of each reference listed on the Form PTO-1449 is enclosed, except a copy is not provided for:

- ☐ each U.S. Patent and U.S. Patent application publication;
- ☐ each reference previously cited in the international application PCT/_____; and/or
- ☐ each reference previously cited in prior parent application Serial No. _____.

1a. ☒ This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, **or**

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

and thus no certification and/or fee is required.

1b. ☐ This Information Disclosure Statement is submitted

after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:

(1) ☐ the certification of paragraph 2 below is provided, **or**

(2) ☐ the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

1c. ☐ This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:

the certification of paragraph 2 below is provided, and

the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

2. It is hereby certified

a. ☐ that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or

b. ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.

3. ☐ Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:
- a. ☐ a full or partial English language translation submitted herewith,
 - b. ☐ a foreign patent office search report (in the English language) submitted herewith,
 - c. ☐ the concise explanation contained in the specification of the present application at page,
 - d. ☐ the concise explanation set forth in the attached English language abstract,
 - e. ☒ the concise explanation set forth below or on a separate sheet attached to the reference:

JP 2000-514942 corresponds to WO 98/433800.

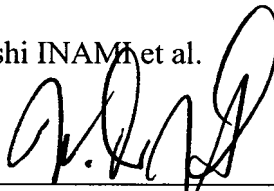
5. ☒ A foreign patent Office Action citing one or more of the references is enclosed.
6. ☐ Statement Under 37 CFR 1.704(d)

Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart application, and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Satoshi INAMI et al.

By



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Telephone (202) 721-8200
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April 10, 2007

INFORMATION DISCLOSURE STATEMENT

FORM PTO 1449 (modified)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICELIST OF REFERENCES CITED BY APPLICANT(S)
(Use several sheets if necessary)

Date Submitted to PTO: April 10, 2007

ATTY DOCKET NO.
2002_0022ASERIAL NO.
10/046,172APPLICANT
Satoshi INAMI et al.FILING DATE
January 16, 2002GROUP
2164

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						

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FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO	
	AJ	2000-514942	11/2000	JP				
	AK	98/43380	10/1998	WO				
	AL							
	AM							
	AN							

OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)

	AO	
	AP	
	AQ	

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.